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| <p style="text-align: center;">UNITED STATES DEPARTMENT OF AGRICULTURE ANIMAL AND PLANT HEALTH INSPECTION SERVICE</p>  <p style="text-align: center;">OFFICIAL WARNING VIOLATION OF FEDERAL REGULATIONS</p> | <p>CASE NUMBER: MO150055-AC</p> |
| | <p>VIOLATOR: Isaac H. Martin, Eva M. Martin</p> |
| | <p>ADDRESS (<i>Street, City, State, ZIP Code</i>): Fortuna, MO 65034</p> |
| <p>The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:</p> <p>Date of Violation: March 9, 2014</p> <p>9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care (dealers and exhibitors). (b) Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include: (2) The use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries.</p> <p style="padding-left: 40px;">You failed to provide adequate veterinary care and use appropriate methods to prevent, control, diagnose, and treat diseases and injuries. APHIS observed the following:</p> <ol style="list-style-type: none"> 1) A 7 week old male Yorkshire Terrier (no ID) that was unsteady when walking and was shivering although the floor temperature was 80 degrees F and a blanket was available. The puppy appeared to struggle as it walked through a raised doorway and seemed uncoordinated. 2) A bottle of "Ivermectin" with an expiration date of 03/14. <p>Date of Violation: March 9, 2014</p> <p>9 C.F.R. § 3.1(c)(1)(i) Housing facilities, general. (c) Surfaces—(1) General requirements. The surfaces of housing facilities—including houses, dens, and other furniture-type fixtures and objects within the facility—must be constructed in a manner and made of materials that allow them to be readily cleaned and sanitized, or removed or replaced when worn or soiled. Interior surfaces and any surfaces that come in contact with dogs or cats must: (i) Be free of excessive rust that prevents the required cleaning and sanitization, or that affects the structural strength of the surface.</p> <p style="padding-left: 40px;">You failed to maintain housing facilities free of excessive rust. The walls inside the outdoor portion of the sheltered facility had excessive rust.</p> | |

Date of Violation: May 11, 2015

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care (dealers and exhibitors).

(b) Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include:

(2) The use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries.

You failed to provide adequate veterinary care and use appropriate methods to prevent, control, diagnose, and treat diseases and injuries. APHIS observed the following:

- 1) A bottle of “Ivermectin” with an expiration date of 01/15.
- 2) A bottle of “Safe-guard” (Fenbendazole) with an expiration date of 04/2015.
- 3) A bottle of “Ivermectin” and a bottle of “Wheat Germ Oil Blend” with illegible expiration dates.

Date of Violation: August 24, 2015

9 C.F.R. § 2.40(b)(2) Attending veterinarian and adequate veterinary care (dealers and exhibitors).

(b) Each dealer or exhibitor shall establish and maintain programs of adequate veterinary care that include:

(2) The use of appropriate methods to prevent, control, diagnose, and treat diseases and injuries.

You failed to provide adequate veterinary care and use appropriate methods to prevent, control, diagnose, and treat diseases and injuries. You had a bottle of “Ivermectin” with an illegible expiration date ready for use.

Date of Violation: August 24, 2015

9 C.F.R. § 3.1(c)(3) Housing facilities, general.

(c) Surfaces—(3) Cleaning. Hard surfaces with which the dogs or cats come in contact must be spot-cleaned daily and sanitized in accordance with § 3.11(b) of this subpart to prevent accumulation of excreta and reduce disease hazards. Floors made of dirt, absorbent bedding, sand, gravel, grass, or other similar material must be raked or spot-cleaned with sufficient frequency to ensure all animals the freedom to avoid contact with excreta. Contaminated material must be replaced whenever this raking and spot-cleaning is not sufficient to prevent or eliminate odors, insects, pests, or vermin infestation. All other surfaces of housing facilities must be cleaned and sanitized when necessary to satisfy generally accepted husbandry standards and practices. Sanitization may be done

using any of the methods provided in § 3.11(b)(3) for primary enclosures.

You failed to spot-clean and sanitize hard surfaces that the dogs or cats come in contact with on a daily basis. Five, 5-week-old puppies were housed in an outdoor enclosure with areas of excreta that were attracting flies and odors. You had not cleaned the area for at least five days.



The Animal and Plant Health Inspection Service (APHIS) created federal regulations to ensure the welfare of animals and help prevent the spread of animal and plant pests and diseases. Since violations of the regulations can have serious and costly impacts that are detrimental to the public interest, APHIS is providing you with an Official Warning for the violation(s) described above. Any further violation of these federal regulations may result in the assessment of a civil penalty, criminal prosecution, or other sanctions. If you have any questions concerning this Official Warning or violation(s), please contact the APHIS official listed in this notice.

APHIS OFFICIAL (Name):
Steve Bennett

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APHIS OFFICIAL (Title):
Acting Director, Investigative and Enforcement Services

DATE ISSUED:
6/15/2016

**TELEPHONE
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APHIS FORM 7060

Previous editions may be used

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